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BIGFOOT INTERACTIVE, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

DIGITAL IMPACT, INC., a Delaware corporation,  
  
Plaintiff,

v.

BIGFOOT INTERACTIVE, INC., a Delaware  
corporation,

Defendant.

AND RELATED COUNTERCLAIM

**RELATED CASES:**  
**NO. C05 00636 SBA**  
**NO. C05 00990 SBA**

**STIPULATION AND ~~PROPOSED~~**  
**ORDER ADJUSTING THE**  
**BRIEFING SCHEDULE**

1 THE PARTIES HEREBY STIPULATE, by and through their respective counsel, that, due  
2 to circumstances not foreseen as of the time of the Case Management Schedule filed on November  
3 3, 2006, the briefing schedule preceding the mini-Markman hearing be shifted. Due to the press of  
4 business and deadlines in other matters impacting Plaintiff's counsel's ability to meet the original  
5 schedule, Plaintiff's counsel conferred with Defendant's counsel and requested four additional days  
6 to file its opposition brief. Defendant's counsel is agreeable. However, this shift has impacted  
7 Defendant's counsel's schedule for filing Defendant's Reply brief in view of planned surgery.  
8 Accordingly, Digital Impact will file its opposition papers on February 2, 2007, and defendant  
9 Bigfoot Interactive will file its reply papers on February 23, 2007. All other dates, including the  
10 hearing set for March 29, 2007 at 9:00 a.m. will remain the same.

11  
12 Dated: February 2, 2007

THE MOORE LAW GROUP

13  
14 BY /s/  
15 Thomas E. Moore III  
16 Attorney for Plaintiff and Counterdefendant  
DIGITAL IMPACT, INC.

17 Dated: January 30, 2007

REED SMITH LLP

18  
19 BY /s/  
20 Arthur M. Dresner  
21 Attorneys for Defendant and Counterclaimant  
BIGFOOT INTERACTIVE, INC.

22 PURSUANT TO STIPULATION, IT IS SO ORDERED

23 Dated: 2-12-07

24   
25 HON. SAUNDRA B. ARMSTRONG  
26 UNITED STATES DISTRICT JUDGE  
27  
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